

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**

MAR 22 2017

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

LPP MORTGAGE LTD., LP,

Plaintiff-counter-defendant  
- Appellee,

v.

DAVID W. GATES, Trustee of the  
David W. Gates Trust dated August 5,  
1996,

Defendant-counter-  
claimant - Appellant.

No. 17-55355

D.C. No. 2:15-cv-10008-DSF-PLA  
U.S. District Court for Central  
California, Los Angeles

**ORDER**

A review of the docket reflects that appellant has not paid the docketing and filing fees for this appeal. Within 21 days from the date of this order, appellant shall: (1) file a motion with this court to proceed in forma pauperis; (2) pay \$505 to the district court as the docketing and filing fees for this appeal and provide proof of payment to this court; or (3) otherwise show cause why the appeal should not be dismissed for failure to prosecute. The filing of a motion to proceed in forma pauperis will automatically stay the briefing schedule under Ninth Circuit Rule 27-11. Any motion to proceed in forma pauperis must include a financial declaration such as the attached Form 4.

If appellant fails to comply with this order, this appeal will be dismissed automatically by the Clerk for failure to prosecute. *See* 9th Cir. R. 42-1.

FOR THE COURT:

MOLLY C. DWYER  
CLERK OF COURT

By: Tina S. Price  
Deputy Clerk  
Ninth Circuit Rule 27-7